

U.S. DISTRICT COURT for the EASTERN DISTRICT OF TENNESSEE at CHATTANOOGA

JUDGMENT: Case No. 4:18-cr-25 USA v. Graham Mitchell Clark

PRESENT: Honorable Travis R. McDonough ☒ U.S. District Judge **OR** ☐ U.S. Magistrate Judge

Kyle Wilson Garth Best
Assistant U.S. Attorney Attorney for Defendant Probation Officer

DeAndra Hinton Elizabeth Coffey
Courtroom Deputy Court Reporter Interpreter ☐ **SWORN**

PROCEEDINGS: ☒ Plea agreement accepted by Court ☒ PSR guidelines are ☒ accurate ☐ as modified ☒ PSR SEALED

☒ Govt/Deft motion for downward departure: ☐ granted ☒ denied Govt motion for third point reduction for acceptance of
upward departure: ☐ granted ☐ denied responsibility ☒ granted ☐ denied
non-guidelines sentence: ☐ granted ☐ denied
☒ Deft speaks **OR** ☐ Deft declines to speak Document(s) all except PSR ☒ unsealed ☐ remain sealed

TESTIMONY BY: previous portion of the transcript to remain SEALED

☐ Exhibits attached to minutes ☐ Exhibits in vault

IMPRISONMENT: 26 MONTHS on COUNT(s) One & Two of the Information, to be served concurrently
with each other.

SUPERVISED RELEASE/PROBATION: 3 YEARS on COUNT(s) One & Two of the Information, to be served concurrently w/each other.

CONDITIONS OF SUPERVISED RELEASE/PROBATION:

- | | |
|---|--|
| <input type="checkbox"/> report to Probation Officer w/in 72 hrs of release | <input type="checkbox"/> pay any financial penalty due |
| <input checked="" type="checkbox"/> not commit another federal, state or local crime | <input type="checkbox"/> provide Probation Office w/access to any required financial info |
| <input checked="" type="checkbox"/> abide by standard conditions on Local Rule 83.10 | <input type="checkbox"/> not incur new credit charges or open additional lines of credit |
| <input checked="" type="checkbox"/> not possess a firearm or other destructive device | <input type="checkbox"/> no contractual agreements which obligate funds |
| <input checked="" type="checkbox"/> not illegally possess or use a controlled substance | <input type="checkbox"/> not be employed in position of trust |
| <input checked="" type="checkbox"/> participate in collection of DNA | <input checked="" type="checkbox"/> participate in program of testing/treatment for drug/alcohol abuse |
| <input checked="" type="checkbox"/> submit to search | <input type="checkbox"/> wear electronic device and pay for service at prevailing rate |
| <input type="checkbox"/> perform _____ hours of community service | <input type="checkbox"/> maintain telephone w/out any special services or devices |
| <input type="checkbox"/> comply with any BICE deportation orders | <input type="checkbox"/> report to nearest probation office w/in 48 hrs of reentry in the U.S. |
| <input type="checkbox"/> participate in program of mental health treatment/anger management and waive all rights to confidentiality regarding treatment | |
| <input type="checkbox"/> comply with Local Rule 83.10 - Sex Offender Treatment | |

OTHER CONDITIONS: _____

☒ Court recommends deft receive 500 hours substance abuse treatment from the BOP's residential drug treatment program

OTHER RECOMMENDATIONS: court recommends service of sentence at BOP in Pennscola, FL

RESTITUTION:

☐ Interest Waived ☐ No further payment required after sum of amounts paid by all defts has fully covered compensable injury

FINE: _____ **OR** ☐ Waived **SPECIAL ASSESSMENT:** \$200.00 ☒ Payment due immediately ☐ Interest waived

☒ Court waived fine due to deft's inability to pay ☒ Deft informed of right to appeal ☐ Remaining counts dismissed

Deft ☐ remanded to custody of U.S. Marshal ☐ remained in custody ☐ remained on bond

Deft to self-report on or before 1/31/2019 at 2:00 pm

Time: 9:00 to 9:40

Date: 11/30/2018